

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Ray G. Goodwin, Craig A. Smith, and  
Mark R. Alderson

Attorney Docket No. : 2801-C

Serial No.: --to be assigned--

Filed: August 5, 1997

For: CYTOKINE DESIGNATED 41BB LIGAND

CERTIFICATE OF MAILING BY EXPRESS MAIL

BOX SEQUENCE

Commissioner of Patents and Trademarks  
Washington, DC 20231

EXPRESS MAIL LABEL NUMBER: EM551617759US

I hereby certify that the following correspondence is enclosed and being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date listed below, and is addressed to the Commissioner of Patents and Trademarks, BOX SEQUENCE, Washington, DC 20231.

Postcard  
Divisional Cover Letter (+1)  
Associate Power of Attorney  
Preliminary Amendment  
Copy of original specification, claims and abstract (59 pages)  
Copy of original Declaration and Power of Attorney  
Confirmation of Name Change  
Statement Under 37 C.F.R. §1.821(e)  
Drawings (4 Sheets, Fig. 1-4)

Signed: Ancie M. Kerton

Date: Aug. 5, 1997

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Prior Application: Filed: May 6, 1994

Serial No.: 08/236,918

Examiner: L. Spector

Group Unit: 1812

*#2/He Smith  
ay  
1-8-98*

**DIVISIONAL APPLICATION UNDER 37 CFR 1.60**

**BOX SEQUENCE**

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

This is a request for filing a divisional application under 37 CFR 1.60, of prior application Serial No. 08/236,918, filed May 6, 1994, now allowed, which was a continuation-in-part of application Serial No. 08/060,843, filed May 7, 1993, now abandoned. The present application is being filed before the patenting, abandonment, or termination of proceedings in the prior application.

1. [X] Attached is a copy of the prior application including specification, claims, abstract, drawings and declaration as originally filed, which the undersigned verifies is a true copy.
2. [X] The filing fee is calculated below:

**CLAIMS AS FILED IN THE PRIOR APPLICATION  
OR ADDED BY PRELIMINARY AMENDMENT SUBMITTED HEREWITH,  
LESS ANY CLAIMS CANCELED BY AMENDMENT BELOW**

	<u>Number Filed</u>	<u>Number Extra</u>	<u>Rate</u>	<u>Fee</u>
Total Claims	21	1	x \$22	22
Independent Claims	6	3	x \$80	240
Multiple Dependent Claims	0			0
Basic Fee				<u>\$ 770</u>

TOTAL FEE \$1032

3. [X] The commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 09-0089. A duplicate copy of this sheet is enclosed.
4. ✓[X] Cancel in this application original claims 1-25 and claim 28 of the prior application before calculating the filing fee.
5. [X] Copies of the drawings from the parent application are attached.
6. [X] The prior application is assigned of record to IMMUNEX CORPORATION.
7. [X] The power of attorney in the prior application is to Scott G. Hallquist, Registration No. 30,641; Charlene A. Launer, Registration No. 33,035; Stephen L. Malaska, Registration No. 32,655; Patricia Anne Perkins, Registration No. 34,693; Kathryn A. Seese, Registration No. 32,172; and Christopher L. Wight, Registration No. 31,680. Kathryn A. Seese has changed her name to Kathryn A. Anderson (See enclosed copy of Confirmation of Name Change from USPTO).
8. [X] A preliminary amendment is enclosed.
9. [X] A filing date in accordance with 37 C.F.R. 1.10 is requested. A certificate of mailing by "Express Mail" is attached.
10. [X] Address all further communications to:

*OK*  
Law Department  
Immunex Corporation  
51 University Street  
Seattle, WA 98101  
Telephone (206) 587-0430

Aug. 5, 1997  
 Date

Janis C. Henry  
 Janis C. Henry  
 Registration No. 34,347